

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

OSCAR PRIVATE EQUITY INVESTMENTS,	)	
INDIVIDUALLY, AND ON BEHALF OF	)	
ALL OTHERS SIMILARLY SITUATED,	)	
	)	
PLAINTIFFS,	)	
	)	
v.	)	No. 3-03-CV-2761-K
	)	
ROYCE J. HOLLAND AND ANTHONY PARELLA,	)	
	)	
DEFENDANTS.	)	
	)	

APPENDIX TO DEFENDANTS' OPPOSITION TO PLAINTIFFS'  
SECOND MOTION FOR CLASS CERTIFICATION

<u>EXHIBIT</u>	<u>TITLE</u>	<u>D. APP.#</u>
Exhibit A	Expert Report of Carlyn R. Taylor, FTI Consulting, Inc.	001–0036
Exhibit B	Expert Report of James K. Malernee, Jr.	0037–0082
Exhibit C	Expert Rebuttal Report of Lawrence F. Ranallo (Filed under Seal)	0083–0159
Exhibit D	Excerpt from 1999 Form 10-K	0160–0172
Exhibit E	Excerpt from 2000 Form 10-K	0173–0178
Exhibit F	Excerpt from 2001 Form 10-K	0179–0211
Exhibit G	Excerpt from Anthony Parella October 15, 2007 Deposition	0212–0219
Exhibit H	1/24/05 Doug Dooley email and 10/27/07 Kurt Whitcher email	0220–0224
Exhibit I	Excerpt from Clay Meyers September 20, 2007 Deposition	0225–0233
Exhibit J	Excerpt from Royce Holland October 5, 2007 Deposition	0234–0236
Exhibit K	Minute by Minute Trading Data	0237–0256

<b>Exhibit L</b>	Excerpt from Brett Messing October 25, 2004 Deposition	0257–0264
<b>Exhibit M</b>	June 20, 2002 Messing letter congratulating Parella	0265
<b>Exhibit N</b>	May 15, 2002 Real Money.com Article	0266–0268
<b>Exhibit O</b>	Declaration of Michael W. Stockham	0269–0271

Respectfully submitted,

s/ Michael W. Stockham

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#### **CERTIFICATE OF SERVICE**

I hereby certify that on December 3, 2007 I electronically filed the foregoing document with the clerk for the United States District Court for the Northern District of Texas, using the electronic case filing system of the Court. The electronic case filing system sent a “Notice of Electronic Filing” to attorneys of record, who have consented in writing to accept this Notice as service of this document by electronic means.

s/ Michael W. Stockham

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